

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION**

**JOHN DOE 4, by and through his next )  
friend, NELSON LOPEZ, on behalf of )  
himself and all persons similarly situated )**

*Plaintiffs,*

**v.**

**SHENANDOAH VALLEY JUVENILE )  
CENTER COMMISSION, )**

*Defendant.*

**Civil Action No. 5:17-cv-00097-EKD**

**DEFENDANT’S MOTION FOR SANCTIONS UNDER  
FEDERAL RULE OF CIVIL PROCEDURE 16(f)**

Defendant Shenandoah Valley Juvenile Center Commission (“SVJC”), by counsel, and pursuant to Federal Rule of Civil Procedure 16(f), respectfully moves that the Court exclude the November 7, 2018 Supplemental Expert Report prepared by Plaintiff’s expert, Dr. Paul Diver, and any testimony related thereto, as a sanction for the Plaintiff’s failure to disclose the Supplemental Expert Report in a timely manner consistent with the Scheduling Order entered by this Court on August 22, 2018.

The bases for this Motion are detailed in Defendant’s Memorandum in Support of this Motion, filed contemporaneously with this Motion.

**Respectfully submitted,  
SHENANDOAH VALLEY JUVENILE  
CENTER COMMISSION  
*By Counsel***

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**CERTIFICATE**

I certify that on the 14<sup>th</sup> day of November, 2018, I electronically filed the forgoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to:

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